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5 Attorney for Defendant **Aguilar-Pedrasa**

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8 **UNITED STATES DISTRICT COURT**  
9 **SOUTHERN DISTRICT OF CALIFORNIA**  
10 **(HON. DANA M. SABRAW)**

11 UNITED STATES OF AMERICA,

12 Plaintiff,

13 v.

14 **JOSE ALFREDO AGUILAR-PEDRASA,**

15 Defendant.

Case No. 08-CR-1444-DMS

Date: June 13, 2008

Time: 11:00 a.m.

**NOTICE OF MOTION AND  
MOTION TO:**

**1) COMPEL DISCOVERY; AND  
2) LEAVE TO FILE FURTHER  
MOTIONS**

16 TO: KAREN L. HEWITT, UNITED STATES ATTORNEY, and  
17 AARON CLARK, ASSISTANT UNITED STATES ATTORNEY

18 PLEASE TAKE NOTICE that on Friday, June 13, 2008, at 11:00 a.m., or as soon  
19 thereafter as counsel may be heard, the defendant, Jose Alfredo Aguilar-Pedrasa, by and  
20 through his counsel, Robert L. Swain, will move this Court to grant the above-entitled  
21 motions.

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**MOTIONS**

The defendant, Jose Alfredo Aguilar-Pedrasa, by and through his counsel, Robert L. Swain, and pursuant to Rules 6(e), 12, and 16 of the Federal Rules of Criminal Procedure and the Fourth, Fifth and Sixth Amendments to the United States Constitution, and all applicable local rules, hereby moves this court to

1) compel further discovery; and

2) leave to file further motions

These motions are based upon the attached memorandum, the files and records in the above-captioned matter, and any and all other evidence brought before this court before or during the hearing on this motion.

Respectfully submitted,

Dated: May 21, 2008

/s/ Robert L. Swain

**ROBERT L. SWAIN**

Attorney for Defendant